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U.S. Department of Justice



United States Attorney Southern District of New York

United States District Courthouse 300 Quarropas Street White Plains, New York 10601

April 1, 2020

BY ECF

The Honorable Nelson S. Román The Hon. Charles L. Brieant Jr. Federal Building and Courthouse Southern District of New York 300 Quarropas Street White Plains, NY 10601-4150

> Re: <u>United States v. Joseph Scali</u> S2 16 Cr. 466 (NSR)

Nelson S. Román, U.S.D.J.

Dated: April 7, 2020

White Plains, New York 10601

Clerk of the Court regrested to terminate the motion (doc. 269).

The application is

Dear Judge Román:

The Government respectfully requests leave to file a reply in support of its Motion to Dismiss the Petition of Nicholas and Barbara Scali on or before May 1, 2020. By way of background, the Motion was filed on November 7, 2019. The Petitioners filed their response on March 12, 2020, after obtaining multiple adjournments, with consent of the Government. The Petitioners' 25-page response raises various disparate claims not elucidated in the *pro se* Petition that the Government will address in the first instance. The Court's prior scheduling orders did not set forth a deadline for a reply.

Accordingly, given the breadth of the response, the history of this case, and the impact of the current circumstances, the Government requests that it be permitted to file its reply on or before May 1, 2020. Counsel for the Petitioners has advised that he has no objection to this request.

USDC SDNY
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Respectfully submitted,

GEOFFREY S. BERMAN United States Attorney

By:

VLADISLAV VAINBERG
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CC: Steven Kessler, Esq. (via ECF).